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Patent  
Attorney's Docket No. 005699-512

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
WATERBURY, L David, et al. ) Group Art Unit:  
Application No.: 10/043,659 ) Examiner:  
Filed: January 8, 2002 )  
For: USE OF ARYL NITRONE )  
COMPOUNDS IN METHODS FOR )  
TREATING NEUROPATHIC PAIN )

**TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION**

**BOX MISSING PART**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(b) dated March 4, 2002, enclosed please find:

- a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of  \$65.00 (205)  \$130.00 (105) as set forth in 37 C.F.R. § 1.16(e);
- Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different from those listed on the application filing papers.
- a Request for Refund;
- a Petition for Extension of Time;
- a verified English translation of the Application, and the \$130.00 (139) fee as set forth in 37 C.F.R. § 1.17(k);
- an Assignment document and a separate check for the \$40.00 (581) Assignment recordation fee;
- drawings for publication;
- other Acknowledgment Postcard ;

Transmittal Letter for Missing Parts of Application  
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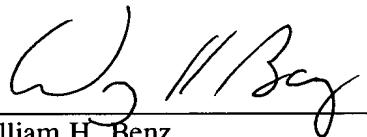
- [X] a check in the amount of \$ 570.00 for the fee due for missing parts; and  
[X] Small entity status is hereby claimed.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:

  
William H. Benz  
Registration No. 25,952  
Attorney for Applicants  
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(650)622-2300

P.O. Box 1404  
Alexandria, Virginia 22313-1404

Date: May 6, 2002



**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/043,659	01/08/2002	L. David Waterbury	005699-512

**CONFIRMATION NO. 5999**

**FORMALITIES LETTER**



\*OC000000007573805\*

William H. Benz  
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P.O. Box 1404  
Alexandria, VA 22313-1404



Date Mailed: 03/04/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$270.✓
  - \$270 for 15 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1140.**✓

*A copy of this notice **MUST** be returned with the reply.*

Shirley Generow  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

**PART 2 - COPY TO BE RETURNED WITH RESPONSE**

05/07/2002 HN00R1 00000055 10043659

01 FC:201  
02 FC:205  
03 FC:203

370.00 DP  
65.00 DP  
135.00 DP

110 add 201 - 370  
205 - 65  
203 135